

Amendments to the Claims:

Please amend the claims as follows:

1. (Currently Amended) A disc implant comprising:
engaging plates;
at least two members positionable between the engaging plates;
wherein the members are configurable complementary to each other to allow lateral movement, anteroposterior movement, and axial rotation of the engaging plates relative to each other during use;
wherein each engaging plate is configured comprises a concave surface to complement a convex surface of a complementary one of the members; and
wherein the engaging plates are configurable to retain the members at least partially between the engaging plates during use; and
wherein at least one of the members comprises a substantially circular shape.
2. (Original) The implant of claim 1, wherein at least one of the engaging plates comprises at least one coupling projection.
3. (Withdrawn) The implant of claim 1, wherein at least one of the engaging plates comprises one or more openings, and wherein at least one of the openings is configured to receive a fastener.
4. (Withdrawn) The implant of claim 1, wherein at least one of the engaging plates comprises one or more tabs, and wherein at least one of the tabs comprises an opening configured to receive a fastener.
5. (Withdrawn) The implant of claim 1, wherein at least one of the engaging plates comprises one or more openings, and wherein at least one of the openings is configured to receive a fastener.

6. (Withdrawn) The implant of claim 1, wherein at least one of the engaging plates comprises one or more openings, and wherein at least one of the openings is configured to receive a locking mechanism.

7. (Currently Amended) A disc implant comprising:
a first engaging plate and a second engaging plate;
a first member comprising a convex portion and a second member positionable between the engaging plates; and

wherein ~~a surface of the first engaging plate comprises a concave portion complementary to the convex portion of the first member complements a surface of the first member~~, wherein a surface of the second engaging plate complements a surface of the second member, and wherein a surface of the first member complements a surface of the second member to allow lateral movement, anteroposterior movement, and axial rotation of the engaging plates relative to each other.; and

wherein at least one of the members comprises a substantially circular shape.

8. (Cancelled)

9. (Original) The implant of claim 7, wherein the first member comprises a convex portion complementary to a concave portion of the second member.

10. (Original) The implant of claim 7, wherein the second engaging plate comprises a concave portion complementary to a convex portion of the second member.

11. (Original) The implant of claim 7, wherein the engaging plates are configured to retain at least a portion of each member between the engaging plates.

12. (Original) The implant of claim 7, wherein at least one of the engaging plates comprises at least one coupling projection.

13. (Currently Amended) The implant of claim 7, ~~wherein at least one of the members comprises the first and second member both comprise~~ a substantially circular shape.

14. (Withdrawn) A disc implant comprising:
engaging plates;
a retainer positioned adjacent one of the engaging plates during use;
two members positionable between the retainer and one of the engaging plates; and
wherein relative motion of the members allows lateral movement, anteroposterior movement, and axial rotation of the engaging members relative to each other during use.

15. (Withdrawn) The implant of claim 14, wherein a surface of the retainer comprises a recess, wherein one of the members comprises a surface complementary to at least a portion of the recess, and wherein the complementary surface of the member is positionable in the recess.

16. (Withdrawn) The implant of claim 14, wherein at least one of the members comprises a stop configurable to limit movement of the engaging plates relative to each other during use.

17. (Withdrawn) The implant of claim 14, wherein the retainer comprises a stop configurable to limit movement of the engaging plates relative to each other during use.

18. (Withdrawn) The implant of claim 14, wherein at least one of the engaging plates comprises a stop configurable to limit movement of the engaging plates relative to each other during use.

19. (Withdrawn) The implant of claim 14, wherein at least one of the engaging plates comprises at least one coupling projection.

20. (Withdrawn) The implant of claim 14, wherein the retainer comprises a substantially circular shape.